



12-12-2002

U.S. Patent & TMO/TM Mail Rcpt Dt. #26

TTAB
Team A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

OS Asset, Inc. and
Outback Steakhouse of Florida, Inc.

Opposers,

v.

John Herod, LLC

Applicant.

Opposition No. 91125328

Opposition No. 91152016

COMMUNICATION

The following communication is responsive to the order of the Trademark Trial and Appeal Board mailed on December 5, 2002.

The Trademark Trial and Appeal Board has required that Applicant (1) effect service of a proposed amendment to application Serial No. 76/093,513 upon counsel for Opposers prior to January 4, 2003 and (2) provide proof of such service to the Board. Please be advised that Applicant effected service of proposed amendments to application Serial Nos. 76/093,512 and 76/083,513 upon counsel for Opposers on December 12, 2002. Proof of such service is provided herewith as required.

Respectfully submitted,

JOHN HEROD, LLC

Dated: 12/12/2002

By: Thomas W. Brooke


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(202) 955-3000

Counsel for Applicant

C

CERTIFICATE OF SERVICE

The undersigned certifies that true copy of the foregoing communication was sent by first-class mail, postage prepaid, to counsel for OS Asset, Inc. and Outback Steakhouse of Florida, Inc., Eric J. Steiner, Esq., at Baker & Hostetler LLP, 3200 National City Center, 1900 East Ninth Street, Cleveland, Ohio 44114, on this 12th day of December 2002.



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Attorneys for Applicant
JOHN HEROD LLC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Registration of

John Herod LLC

Serial No.: 76/093,512

Publication Date: October 23, 2001

Mark: **OUTBACK SHEEPSKINS**

: BENITA P. COLLIER

: Law Office 109

Registrant hereby seeks to amend the Identification of Goods And/Or Services in the above-captioned Application to cover the following: wholesale, retail store and mail order services specializing in sheepskin clothing, rugs, toys, and seat covers, seat belt straps, and steering covers all made of sheepskins in International Class 35.

This amendment is made pursuant to an agreement with a potential opposer. In the meantime, the application has been opposed by a third party. Although an Opposition proceeding is underway, settlement negotiations are taking place and a resolution is expected.

Upon conclusion of the Opposition proceeding this application should mature to registration.

JOHN HEROD LLC

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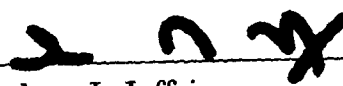
(202) 955-3000

Counsel of Record for John Herod LLC

Date: 10/31/2002

CERTIFICATE OF SERVICE

The undersigned certifies that true copy of the foregoing post publication amendment was sent by first-class mail, postage prepaid, to counsel for OS Asset, Inc. and Outback Steakhouse of Florida, Inc., Eric J. Steiner, Esq., at Baker & Hostetler LLP, 3200 National City Center, 1900 East Ninth Street, Cleveland, Ohio 44114, on this 12th day of December 2002.



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JOHN HEROD LLC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Registration of

John Herod LLC

Serial No.: 76/093,513

Publication Date: May 7, 2002

Mark: **OUTBACK SHEEPSKINS**

BENITA P. COLLIER
Law Office 109

POST PUBLICATION AMENDMENT

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